

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner of Patents and Trademarks
Washington, D.C. 20231

ATTENTION: LICENSING AND REVIEW

DECLARATION OF ARNOLD H. KRUMHOLZ

I, Arnold H. Krumholz, do declare as follows:

1. I am a registered U.S. patent attorney, Registration No. 25,428, and a partner in the firm of Lerner, David, Littenberg, Krumholz & Mentlik, 600 South Avenue West, Westfield, New Jersey 07090.

2. On or about December 31, 2001, I had a discussion with Mr. Haim Chechik of the firm of Luzzatto & Luzzatto in Israel, with respect to previously-filed Israeli Patent Application No. 140874, which had been filed in Israel on January 11, 2001, without a license for foreign filing.

3. Mr. Chechik advised me of the facts concerning that application, and in particular that upon filing of the Israeli Application, which did not need to list the actual inventors, it was not realized that the inventors were U.S. citizens, and that at least part of their invention had been made in the United States.

4. Mr. Chechik advised me of these facts upon learning of the fact that the inventors were U.S. citizens, and that at least part of their invention had been made in the

united States, subsequent to the filing of the Israeli application, and inquired as to whether a retroactive foreign filing license could be obtained.

5. Upon investigation I have now determined that the original application was inadvertently filed in Israel without first obtaining a foreign filing license, but that this was not done with any deceptive intent on their part. Indeed, as soon as it was determined that the inventors were U.S. citizens, and that at least part of their invention had been made in the United States, steps were immediately taken in order to file for such a retroactive foreign filing license.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

11/11/02

Date



ARNOLD H. KRUMHOLZ

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Assistant Commissioner for Patents
Washington, D.C. 20231

ATTENTION: LICENSING AND REVIEW

DECLARATION OF HAIM CHECHIK

Sir:

I, Haim Chechik, a citizen of Israel, currently residing at 2 Sigalon Street, Omer 84965, Israel, declare and say:

1. I am an attorney in the firm of Luzzatto & Luzzatto, P.O. Box 5352, Beer-Sheva 84 152, Israel.

2. In that capacity, our firm represents Bar-Ilan University, the owner by assignment of Israeli Patent Application No. 140874, filed in Israel on January 11, 2001.

3. As counsel for Bar-Ilan University, we prepared and filed Israeli Application No. 140874 in Israel on January 11, 2001. This Israeli application was filed under some time constraints at the time, and I was not aware when the application was filed of the fact that any of the particular inventor or inventors of that subject matter were citizens of the United States who had made at least part of their invention in the United States.

4. When I later learned that at least one of the inventors was a U.S. citizen who had made at least part of the invention in the United States, I then conferred with U.S.

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counsel, namely, Arnold H. Krumholz, who advised me that a retroactive export license could be obtained if the application were filed through error without deceptive intent.

5. We therefore immediately authorized the preparation of a petition for such a license by authorizing Arnold H. Krumholz to proceed to obtain such a license.

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Jan - 10 - 2002
Date


HAIM CHECHIK

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